

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND

JAMES BOOKER

\*

Plaintiff

\*

v.

\*

Civil Action No. AMD-03-CV-215

UNUMProvident Corporation, et al.

\*

Defendants

\*

\* \* \* \* \*

**JOINT STIPULATION**

The Plaintiff and the Defendants, by their undersigned counsel, respectfully stipulate that the Plaintiff's claim for a lifetime rail pass from the National Railroad Passenger Corporation Accident & Sickness Plan is solely based upon the disability determination undertaken by UnumProvident Corporation or subsequent finding by this Court concerning that determination. The parties further stipulate that Provident Corporation and UNUM Life Insurance Company of America have no responsibility to issue or procure the lifetime rail pass for the National Railroad Passenger Corporation Accident and Sickness Plan.

/s/

Scott B. Elkind  
Elkind & Shea  
801 Roeder Road, Suite 550  
Silver Spring, MD 20910  
(301) 495-6665

Attorneys for James Booker

/s/

J. Snowden Stanley, Jr., Fed. Bar #00059  
Semmes, Bowen & Semmes  
250 West Pratt Street  
Baltimore, MD 21201  
(410) 539-5040

Attorneys for UNUMProvident Corporation

/s/

---

Eric Paltell  
Kollman & Saucier, P.A.  
Sun Life Building  
20 South Charles Street, 8<sup>th</sup> FL  
Baltimore, MD 21201  
(410) 727-4391  
Attorneys for National Railroad

(B0347122.WPD;1)